

Attorney Docket No. SP00-172RE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Douglas M. Beall, et al.

LETTER

Serial No: 10/668,097

Group Art Unit: 1755

Filed: 9/22/03

Examiner: Karl E. Group

For: Cordierite Body

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Office Action mailed herein on 09/29/2004, the Applicants respectfully submit that the original patent (the Ribboned Original Patent Grant) was in fact mailed to Mail Stop Reissue via Express Mail on 9/22/2003 as part of their Reissue Patent Application Transmittal. Evidence of this mailing and the fact that the original patent has already been surrendered to the U.S. Patent and Trademark Office is provided by the following transmitted copies of original documents:

1. Returned receipt postcard, dated 9/22/2003.
2. Reissue Patent Application Transmittal, page 1, item 11.

In consideration of this evidence and these facts, the Office is respectfully requested to locate the previously transmitted Original Patent and to pass this application to issue. If, for some reason, the Original Patent cannot be located, then the Applicants will provide upon request a statement of loss or inaccessibility of the Original Patent, based on loss of the patent at the U.S. Patent and Trademark Office as established by the above facts.

October 5, 2004

Date

CERTIFICATE OF TRANSMISSION UNDER 37 C.F.R. § 1.8 I hereby certify that this paper and any papers referred to herein are being transmitted by facsimile to the Commissioner for Patents at 703-872-9306 on: 10/5/04 Date <i>Kees van der Sterre</i> Kees van der Sterre

Respectfully submitted,




CORNING INCORPORATED

Kees van der Sterre

Kees van der Sterre
Registration No. 25,938
Corning Incorporated
Patent Department
Mail Stop SP-TI-03-1
Corning, NY 14831
Phone: (607) 974-3294

Revision: September 1, 2002
E:\MDC Forms\Maintenance\FeeAddress Change\Notice 5-1-03.dot

Kees van der Sterre
Corning Incorporated
SP-TI-3-1
Corning, NY 14831

 vanderstk@corning.com
 607-974-3294
 607-974-3848

To: Examiner Karl Group

Of: Group Art Unit 1755

Fax #: 703-872-9306

Phone # 571-272-1368

Date: October 5, 2004

Pages: 5 (including cover)

Re: SN 10/668,097 filed 9/22/03

RECEIVED
CENTRAL FAX CENTER

OCT 05 2004

 **CORNING**
Discovering Beyond Imagination

☐ Urgent ☐ For Review ☐ Please Comment ☐ Please Reply ☐ Please Recycle

If not receiving properly, please notify Chris Watters (607) 974-2329

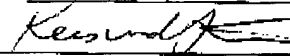
Attached is a Response to the 09/29/2004 Office Action.

Kees van der Sterre

CERTIFICATE OF TRANSMISSION UNDER 37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmitted to
the Commissioner for Patents at 703-872-9306 on:

on October 5, 2004



Kees van der Sterre

CONFIDENTIAL AND PRIVILEGED NOTICE

The information contained in this facsimile is intended for the named recipient(s) only. It may contain PRIVILEGED or CONFIDENTIAL matter. If you receive this facsimile in error, please notify us immediately and we will arrange the return of this document to us. Please do not review this document or disclose its contents to anyone. Thank you.

PTO/SB/50 (06-03)

Approved for use through 01/31/2004. OMB 0851-0033

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

REISSUE PATENT APPLICATION TRANSMITTAL

Address to: Mail Stop Reissue Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	Attorney Docket No.	SP00-172RE
	First Named Inventor	Douglas M. Beall, et al.
	Original Patent Number	6,541,407 B2
	Original Patent Issue Date (Month/Day/Year)	April 1, 2003
	Express Mail Label No.	EV327188665US

APPLICATION FOR REISSUE OF:

(Check applicable box)



Utility Patent



Design Patent



Plant Patent

APPLICATION ELEMENTS (37 CFR 1.173)

1. ☒ Fee Transmittal Form (PTO/SB/56)
(Submit an original, and a duplicate for fee processing)
2. ☐ Applicant claims small entity status. See 37 CFR 1.27.
3. ☒ Specification and Claims in double column copy of patent format
(amended, if appropriate)
4. ☒ Drawing(s) (proposed amendments, if appropriate)
5. ☒ Reissue Oath/Declaration (original or copy)
(37 CFR 1.175) (PTO/SB/51 or 52)
6. ☒ Power of Attorney
7. ☒ Original U.S. Patent currently assigned? ☒ Yes ☐ No
(If Yes, check applicable box(es))
 - ☒ Written Consent of all Assignees (PTO/SB/53)
 - ☒ 37 CFR 3.73(b) Statement
(PTO/SB/96)
8. ☐ CD-ROM or CD-R in duplicate, Computer Program (Appendix)
or large table
9. Nucleotide and/or Amino Acid Sequence Submission
(if applicable, all of the following are necessary)
 - a. ☐ Computer Readable Form (CFR)
 - b. Specification Sequence Listing on:
 - i. ☐ CD-ROM (2 copies) or CD-R (2 copies); or
 - ii. ☐ paper
 - c. ☐ Statements verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

10. ☒ Statement of status and support for all
changes to the claims. See 37 CFR 1.173(c).
11. ☒ Original Patent Grant
 - ☒ Ribboned Original Patent Grant
 - ☐ Statement of Loss (PTO/SB/55)
12. ☐ Foreign Priority Claim (35 U.S.C. 119)
(if applicable)
13. ☒ Information Disclosure
Statement (IDS) PTO-1449 ☒ Copies of IDS
Citations
14. ☐ English Translation of Reissue Oath/Declaration
(if applicable)
15. ☒ Preliminary Amendment
16. ☒ Return Receipt Postcard (MPEP 503)
(Should be specifically itemized)
17. Other: _____

18. CORRESPONDENCE ADDRESS

☒ Customer Number: 22928 OR ☐ Correspondence address below

Name	Anca C. Gheorghiu		
Address	Corning Incorporated SP-TI-3-1		
City	Corning	State	NY
Country	USA	Zip Code	14831
Telephone	(807) 974-3322	Fax	(807) 974-3848

Name (Print/Type)	Anca C. Gheorghiu	Registration No. (Attorney/Agent)	44,120
Signature	<i>Anca C. Gheorghiu</i>	Date	September 22, 2003

This collection of information is required by 37 CFR 1.173. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Reissue, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.


If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

PTO/SB/56 (08-03)

Approved for use through 01/31/2004, OMB 0651-0033

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

REISSUE APPLICATION FEE TRANSMITTAL FORM							Docket Number (Optional) SP00-172RE	
Claims as Filed - Part 1								
	(1) Claims in Patent	(2) Number Filed in Reissue Application	(3) Number Extra	Small Entity		Other than a Small Entity		
				Rate	Fee		Rate	Fee
Total Claims (37 CFR 1.16(j)) Independent claims (37 CFR 1.16(i))	(A) 49	(B) 49	**** 0 =	x \$ _____ =		or	x \$ 84 =	0
	(C) 4	(D) 4	* 0 =	x \$ _____ =			x \$ 18 =	0
				Basic Fee (37 CFR 1.16(h))			\$ _____	
				Total Filing Fee			\$ _____	
							OR	\$ 750.00
Claims as Amended - Part 2								
	(1) Claims Remaining After Amendment		(2) Highest Number Previously Paid For	(3) Extra Claims Present	Small Entity		Other than a Small Entity	
					Rate	Fee	Rate	Fee
Total Claims (37 CFR 1.16(j))	--- 49	MINUS	-- 49	* = 0	x \$ _____ =		x \$ 84 =	0
	Independent Claims (37 CFR 1.16(i))	--- 4	MINUS	----- 4	= 0	x \$ _____ =	x \$ 18 =	0
				Total Additional Fee			OR \$ 0.00	
<p>* If the entry in (D) is less than the entry in (C), Write "0" in column 3.</p> <p>** If the "Highest Number of Total Claims Previously Paid For" is less than 20, Write "20" in this space.</p> <p>*** After any cancellation of claims.</p> <p>**** If "A" is greater than 20, use (B - A); if "A" is 20 or less, use (B - 20).</p> <p>***** "Highest Number of Independent Claims Previously Paid For" or Number of Independent Claims in Patent (C).</p> <p><input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27.</p> <p><input checked="" type="checkbox"/> Please charge Deposit Account Number <u>03-3325</u> in the amount of \$<u>750</u>. A duplicate copy of this sheet is enclosed.</p> <p><input checked="" type="checkbox"/> The Director is hereby authorized to charge any additional fees under 37 CFR 1.16 or 1.17 which may be required, or credit any overpayment to Deposit Account Number <u>03-3325</u>. A duplicate copy of this sheet is enclosed.</p> <p><input type="checkbox"/> A check in the amount of \$ _____ to cover the filing/additional fee is enclosed.</p> <p><input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.</p> <p style="text-align: center;">WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</p> <p>September 22, 2003 Date</p> <p style="text-align: center;">44,120 Registration Number, if applicable</p> <div style="text-align: right;">  Signature of Applicant, Attorney or Agent of Record Anca C. Gheorghiu Typed or printed name </div>								

This collection of information is required by 37 CFR 1.16. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

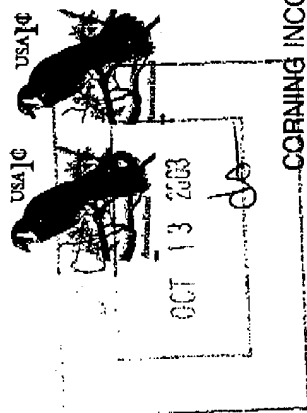
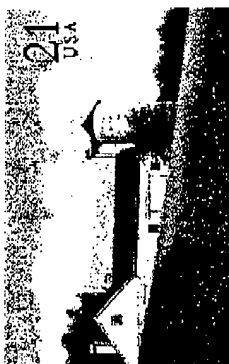
Division EPD Date 9/22/03
 INVENTOR Boall et al.
 CASE No. SP00-172RE
 SERIAL No. _____
 FILED _____
 ATTORNEY AG

The Patent and Trademark Office acknowledges and has stamped hereon the date of receipt of the items checked below:

- ☐ _____ PAGES, PROVISIONAL APPLICATION PAPERS
☐ _____ PAGES, APPLICATION PAPERS Reissue
 TOTAL CLS. _____ FEE \$ 750
☒ 5 SHEETS OF DRAWINGS
 (FORMAL/INFORMAL) FIGURE NOS. 1-5
☐ ASSIGNMENT ☒ DECLARATION/OATH Reissue
☒ POWER OF ATTORNEY 3.73(b) Statement
☒ PRIOR ART STATEMENT Copies
☒ LETTER - CHARGE DEPOSIT ACCOUNT
☒ AMENDMENT Prelim ☐ RESPONSE
☐ ISSUE FEE
☐ CERT. OF CORR. ☐ NOTICE OF ERROR
☐ REQUEST ☐ DEMAND
☐ INVITATION TO CORRECT
☒ Spec: Claims in Double Column
☒ Status Statement
☒ Original Patent

EXPRESS MAIL

EV327188665US



Received
 CORNING INCORPORATED
 PATENT DEPARTMENT
 SP-TI-3-1
 CORNING, NY 14831
 OCT 13 2003
 Patent Dept.

16591 U.S. PTO

10/668097



09/22/03

